

while not required, is an advantageous condition.

Agencies and Persons Consulted: The Commission's staff reviewed Toledo Edison's request dated September 22, 1995, and did not consult other agencies or persons.

Finding of no Significant Impact:

Based upon the foregoing environmental assessment, the Commission concludes that the proposed action would not have a significant effect on the quality of the human environment. Accordingly, the Commission has determined not to prepare an environmental impact statement for the proposed exemption.

For further details with respect to this action, the request for exemption dated September 22, 1995, and other related documents are available for public inspection and for copying (for a fee) at the NRC Public Document Room at the Gelman Building, 2120 L Street, NW, Washington, DC 20555, and at the Local Public Document Room located in the William Carlson Library, University of Toledo, 2801 West Bancroft Avenue, Toledo, Ohio 43606.

Dated at Rockville, Maryland, this 29th day of September 1995.

For the Nuclear Regulatory Commission.

Charles J. Haughney,

*Deputy Director, Spent Fuel Project Office,
Office of Nuclear Material Safety and
Safeguards.*

[FR Doc. 95-25007 Filed 10-6-95; 8:45 am]

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Advisory Committee on Nuclear Waste; Meeting

The Advisory Committee on Nuclear Waste (ACNW) will hold its 78th meeting on October 24 and 25 (Room T-2B3) and 26 (Room T-2B1), 1995, at 11545 Rockville Pike, Rockville, Maryland.

The entire meeting will be open to public attendance.

The agenda for this meeting shall be as follows:

*Tuesday, October 24, 1995—8:30 a.m.
until 6 p.m.*

*Wednesday, October 25, 1995—8:30
a.m. until 6 p.m.*

*Thursday, October 26, 1995—8:30 a.m.
until 6 p.m.*

During this meeting the Committee plans to consider the following:

A. Reviewing NRC's Programmatic Approach to Low-Level Waste

Management—The Committee will review alternatives to the future course of NRC's Low-Level Radioactive Waste Disposal Program. Members of the

Division of Waste Management will participate, as well as representatives from other organizations.

B. Meet with Representatives of the Environmental Protection Agency—The Committee will meet with representatives of the EPA and hear a status report on recent activities related to the report by the National Research Council's Committee on the Technical Bases for Yucca Mountain Standards.

C. Residual Levels for Decontamination—The Committee will be briefed by the NRC staff on this recent effort to determine acceptable radiation levels when a nuclear facility permanently shuts down and is released for other uses.

D. Preparation of ACNW Reports—The Committee will discuss proposed reports, including comments on the high-level waste hydrology research program, the staff's Low-Level Waste alternative paper, and the adequacy of data being collected at the Yucca Mountain site for a license application.

E. Meeting with the Director, NRC's Division of Waste Management, Office of Nuclear Materials Safety and Safeguards—The Director will discuss items of current interest related to the Division of Waste Management programs.

F. Prepare for Meeting with the Commission—The Committee will review topics for discussion with the Commission in preparation for its November 16, 1995 meeting with the Commission.

G. ACNW Priorities—The Committee will discuss issues that will be placed high on their safety review priorities list.

H. Committee Activities/Future Agenda—The Committee will consider topics proposed for future consideration by the full Committee and Working Groups. The Committee will also discuss ACNW-related activities of individual members.

I. Miscellaneous—The Committee will discuss miscellaneous matters related to the conduct of Committee activities and organizational activities and complete discussion of matters and specific issues that were not completed during previous meetings, as time and availability of information permit.

Procedures for the conduct of and participation in ACNW meetings were published in the **Federal Register** on September 27, 1995 (60 FR 49924). In accordance with these procedures, oral or written statements may be presented by members of the public, electronic recordings will be permitted only during those portions of the meeting that are open to the public, and questions may be asked only by

members of the Committee, its consultants, and staff. Persons desiring to make oral statements should notify the Chief, Nuclear Waste Branch, Mr. Richard K. Major, as far in advance as practicable so that appropriate arrangements can be made to allow the necessary time during the meeting for such statements. Use of still, motion picture, and television cameras during this meeting may be limited to selected portions of the meeting as determined by the ACNW Chairman. Information regarding the time to be set aside for this purpose may be obtained by contacting the Chief, Nuclear Waste Branch prior to the meeting. In view of the possibility that the schedule for ACNW meetings may be adjusted by the Chairman as necessary to facilitate the conduct of the meeting, persons planning to attend should check with Mr. Major if such rescheduling would result in major inconvenience.

Further information regarding topics to be discussed, whether the meeting has been cancelled or rescheduled, the Chairman's ruling on requests for the opportunity to present oral statements and the time allotted therefor can be obtained by contacting Mr. Richard K. Major, Chief, Nuclear Waste Branch (telephone 301/415-7366), between 8 a.m. and 5 p.m. EDT.

ACNW meeting notices, meeting transcripts, and letter reports are now available on FedWorld from the "NRC MAIN MENU." Direct Dial Access number to FedWorld is (800) 303-9672; the local direct dial number is 703-321-3339.

Dated: October 3, 1995.

Andrew L. Bates,

Advisory Committee Management Officer.

[FR Doc. 95-25010 Filed 10-6-95; 8:45 am]

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[Docket No. 50-286]

Power Authority of the State of New York (Indian Point Nuclear Generating Unit No. 3); Exemption

I

The Power Authority of the State of New York (the licensee) is the holder of Facility Operating License No. DPR-64, which authorizes operation of the Indian Point Nuclear Generating Unit No. 3 (IP3). The license provides, among other things, that the licensee is subject to all rules, regulations, and orders of the Nuclear Regulatory Commission (the Commission) now or hereafter in effect.

The facility consists of a pressurized-water reactor at the licensee's site located in Westchester County, New York.

II

By letter dated June 20, 1995, the licensee requested a one time schedular exemption from the Final Safety Analysis Report (FSAR) update submittal requirements of 10 CFR 50.71(e)(4) which requires that FSAR revisions must be submitted annually or 6 months after a refueling outage provided the interval between updates does not exceed 2 years. The licensee also requested a one time schedular exemption from 10 CFR 50.54(a)(3) which requires that changes to the quality assurance program description that do not reduce commitments must be submitted to the NRC in accordance with the FSAR update requirements of 10 CFR 50.71(e).

In February 1993, the licensee shut down IP3 for an extended performance improvement outage. The plant was recently restarted on June 27, 1995. Although this extended shutdown was not a refueling outage, the number of facility changes made by the licensee during the shutdown equates it to one. As such, a one time FSAR update schedular exemption was requested to enable the licensee to include most of the modifications, technical specifications amendments, and other changes completed during the extended shutdown in the next FSAR update. This would result in a more complete and accurate update. The requested schedular exemption would reschedule the required FSAR update from July 22, 1995, to 6 months after restart from the extended shutdown.

III

Pursuant to 10 CFR 50.12, the Commission may, upon application by any interested person or upon its own initiative, grant exemptions from the requirements of 10 CFR part 50 when (1) the exemptions are authorized by law, will not present an undue risk to public health and safety, and are consistent with the common defense and security and (2) when special circumstances are present as set forth in 10 CFR 50.12(a)(2).

The licensee has indicated that the requested exemption does not produce undue risk to the public health and safety since the exemption is an extension of reporting requirements. Other reporting requirements such as 10 CFR 50.59(b)(2), 50.72, 50.73, and the license amendment process ensure that the NRC will receive timely notifications concerning changes to the plant and its licensing basis. The common defense and security are not impacted by this exemption.

The licensee has also indicated that the 6-month schedular extension would provide only temporary relief from the applicable regulation and a good faith effort has been made to comply with the regulation.

IV

Accordingly, the Commission has determined, pursuant to 10 CFR 50.12, that (1) the exemption as described in Section II is authorized by law, will not endanger life or property, and is otherwise in the public interest and (2) special circumstances exist pursuant to 10 CFR 50.12(a)(2)(v), in that the exemption would provide only temporary relief from the applicable regulation and the licensee has made good faith efforts to comply with the regulation. Therefore, the Commission hereby grants the following one time schedular exemption:

(1) The Power Authority of the State of New York is exempt from the requirement of 10 CFR 50.71(e)(4), to the extent that the current FSAR update submittal due date has been extended from July 22, 1995, to December 27, 1995.

Pursuant to 10 CFR 51.32, the Commission has determined that the granting of this exemption will have no significant impact on the quality of the human environment (60 FR 48528). A specific one time schedular exemption from the reporting requirements of 10 CFR 50.54(a)(3) is not required since the 10 CFR 50.54(a)(3) reports are submitted in accordance with the requirements 50.71(e)(4), which has been authorized above for a one time schedular exemption.

This exemption is effective upon issuance.

Dated at Rockville, MD, this 28th day of September 1995.

For the Nuclear Regulatory Commission.

Steven A. Varga,

*Director, Division of Reactor Projects—I/II,
Office of Nuclear Reactor Regulation.*

[FR Doc. 95-25009 Filed 10-6-95; 8:45 am]

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POSTAL SERVICE

Intent To Prepare an Environmental Impact Report/Environmental Impact Statement: Rincon Hill Sports and Entertainment Center, San Francisco, California

AGENCY: Postal Service.

ACTION: Notice.

SUMMARY: To comply with requirements of the National Environmental Policy Act (NEPA) and the California

Environmental Quality Act (CEQA), the Postal Service intends to prepare a joint environmental impact report/ environmental impact statement (EIR/ EIS) for the proposed Rincon Hill Sports and Entertainment Center in San Francisco, California. The public is invited to participate in the project scoping process, to review and comment on the draft EIR/EIS, and to attend public meetings.

DATES: The public is invited to attend a scoping meeting scheduled for 7 p.m. on October 24, 1995, at the San Francisco Marriott, 55 Fourth Street, San Francisco, California.

ADDRESSES: Mail or deliver written comments to the Real Estate Specialist, Realty Asset Management, Facilities Service Office, U.S. Postal Service, 850 Cherry Avenue, San Bruno, CA 94099-0300.

FOR FURTHER INFORMATION CONTACT:

David Klement, (415) 794-6343.

SUPPLEMENTARY INFORMATION: A 21,000-seat sports arena with 450,000 square feet of associated entertainment and retail facilities is proposed at 101 and 201 Folsom Street in the Rincon Hill area of San Francisco, California. The proposed project would be developed by a private firm on real properties owned in part by the Postal Service. The proposed project would be considered a joint development and use. In addition to NEPA, 42 U.S.C. 4321 et seq. (1988), the proposed action would be subject to the requirements of CEQA, Cal. Health & Safety Code 25570 (West 1992). As a result, a joint EIR/EIS will be prepared to satisfy the requirements of both NEPA and CEQA.

As required by NEPA, 42 U.S.C. 4332(C)(iii), the EIR/EIS will evaluate alternatives to the proposed action. Potential alternatives that will be explored in the document include a no-action alternative, an arena with reduced retail, and no arena with a zoning change (residential and commercial). Off-site alternatives will also be examined.

Stanley F. Mires,

Chief Counsel, Legislative.

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